

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

ROBERT BOULE,

**Plaintiff,**

V.

ERIK EGBERT and JANE DOE EGBERT  
and their marital community,

### Defendants.

No. C17-106 RSM

**STIPULATED MOTION AND ORDER TO  
EXTEND INITIAL SCHEDULING  
DEADLINES**

## **STIPULATED MOTION**

The parties jointly request that the Court extend by 30 days the deadlines for the FRCP 26(f) Conference, Initial Disclosures, and Joint Status Report and Discovery Plan outlined in the Court's May 1, 2017, Order (Dkt. # 9).

Service of process on a federal officer sued in an individual capacity requires service on the officer, the Attorney General's Office, and the local United States Attorney's Office. *See* FRCP 4(i). In this case, the last of these three steps was accomplished on April 19, 2016. (*See* Dkt. # 10-1.) As a result, Border Patrol Agent Erik Egbert's deadline to answer the Complaint is June 19. *See* FRCP 12(a)(3) (providing federal officers 60 days to answer).

The Initial Scheduling Order (Dkt. # 9), however, requires the parties to submit a Joint Status Report and Discovery Plan and exchange Initial Disclosures before Agent

1 Egbert's Answer is due. The current schedule would also allow the parties to commence  
2 discovery before the Answer is filed.

3 Since Agent Egbert's Answer—which may contain counterclaims—will clarify the  
4 issues and help define the scope of necessary disclosures and discovery, it would be much  
5 more efficient to postpone the initial deadlines until after the Answer is due.

6 Accordingly, good cause having been shown, the parties request the Court extend the  
7 deadlines in the Initial Scheduling Order (Dkt. # 9) by 30 days as outlined below.

	<b>Current Deadline</b>	<b>Proposed Deadline</b>
Deadline for FRCP 26(f) Conference:	5/30/2017	6/29/2017
Initial Disclosures Pursuant to FRCP 26(a)(1) Due:	6/5/2017	7/5/2017
Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f) Due:	6/12/2017	7/12/2017

15 DATED: May 18, 2017

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STIPULATED MOTION AND ORDER TO EXTEND INITIAL  
SCHEDULING DEADLINES (No. 2:17-cv-00106-RSM) - 2

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24 **ORDER**

25 Based on the foregoing stipulation, IT IS SO ORDERED this 18<sup>th</sup> day of May 2017.

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RICARDO S. MARTINEZ  
CHIEF UNITED STATES DISTRICT JUDGE